

ATTORNEY DOCKET NO. KWO-17902/01DECLARATION, POWER OF ATTORNEY AND PETITION

As the below named inventor, I hereby declare:

my residence, post office address and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled Device and method for installing muntin bars into the specification of which

☒ is attached hereto.

a frame

☐ was filed on \_\_\_\_\_

as Application Serial No. \_\_\_\_\_

and was amended on \_\_\_\_\_

(if applicable).

☐ was described and claimed in PCT International Application No. \_\_\_\_\_

and as amended under PCT Article 19 on \_\_\_\_\_ (if any).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

PRIORITY CLAIM UNDER 35 USC § 119(a)-(d)

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificates or of any PCT International Applications designating at least one country other than the U.S. listed below and have also identified below any foreign application for patent or inventor's certificate or of any PCT International Applications designating at least one country other than the U.S. having a filing date before that of the application on which priority is claimed:

☐ no such applications have been filed

☒ application(s) listed below:

PRIOR FOREIGN APPLICATION(S)  
Filed Within Twelve Months (Six Months For Design) Of This Application

			PRIORITY CLAIMED	
			YES	NO
100 52 158.4	Germany	20/10/2000	<input checked="" type="checkbox"/>	<input type="checkbox"/>
(Number)	(Country)	(Day/month/year filed)		
<hr/>				
(Number)	(Country)	(Day/month/year filed)	<input type="checkbox"/>	<input type="checkbox"/>
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(Number)	(Country)	(Day/month/year filed)	<input type="checkbox"/>	<input type="checkbox"/>

CLAIM FOR BENEFIT OF PROVISIONAL APPLICATION UNDER 35 USC §119(e)

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States Provisional application listed below:

PROVISIONAL APPLICATION NO.

FILING DATE

\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_  
\_\_\_\_\_/\_\_\_\_\_/\_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

CLAIM FOR BENEFIT OF EARLIER APPLICATIONS UNDER 35 USC §120

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) or PCT International Application(s) designating the U.S. listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

\_\_\_\_\_  
(App. Serial No.) (Filing date) (Status) (patented, pending, abandoned)

\_\_\_\_\_  
(App. Serial No.) (Filing date) (Status) (patented, pending, abandoned)

PRIOR FOREIGN APPLICATIONS

(Filed More Than Twelve Months (Six Months for Design) Prior To This Application)

(Number)	(Country)	(Day/month/year filed)
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(Number)	(Country)	(Day/month/year filed)
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(Number)	(Country)	(Day/month/year filed)
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POWER OF ATTORNEY

And I hereby appoint Ernest I. Gifford, P.O. Reg. No. 20,644; Allen M. Krass, P.O. Reg. No. 18,277; Irvin L. Groh, P.O. Reg. No. 17,505; Douglas W. Sprinkle, P.O. Reg. No. 27,394; Alfred L. Patmore, Jr., P.O. Reg. No. 19,145; Thomas E. Anderson, P.O. Reg. No. 31,318; Ronald W. Citkowski, P.O. Reg. No. 31,005; Judith M. Riley, P.O. Reg. No. 31,561; Theresa A. Orr, P.O. Reg. No. 34,890; Douglas J. McEvoy, P.O. Reg. No. 34,385; Ellen S. Cogen, P.O. Reg. No. 38,109; Roberta J. Morris, P.O. Reg. No. 33,196; John G. Posa, P.O. Reg. No. 37,424; as my attorneys, and Nancy M. Klemhus, P.O. Reg. No. 40,051, patent agent, to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith. Send all correspondence to: Ernest I. Gifford, 280 N. Woodward Avenue, Suite 400, Birmingham, Michigan 48009; Telephone (810) 647-6000.

DECLARATION

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Wherefore, I pray that a Letters Patent be granted to me for the invention or discovery described and claimed in the foregoing specification and claims, and I hereby subscribe my name to the foregoing specification and claims, declaration, power of attorney, and this petition.

Full name of sole or first inventor Harald Apfelthaler

Inventor's signature

R & R Sondermaschinen GmbH  
Hauptsitz  
Mühlsteig 57 • 90579 Langenzenn  
tel. 0910/799470

Date 21.03.01 Citizenship German

Residence Berliner Strasse 29, D-90579 Langenzenn, Germany  
Post Office Address same as above

Full name of second, joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Citizenship \_\_\_\_\_

Residence \_\_\_\_\_

Post Office Address \_\_\_\_\_

Full name of third, joint inventor, if any \_\_\_\_\_

Inventor's signature \_\_\_\_\_

Date \_\_\_\_\_ Citizenship \_\_\_\_\_

Residence \_\_\_\_\_

Post Office Address \_\_\_\_\_

Attorney's Docket No. KWO-17902/01

PATENT

Applicant or Patentee: Harald Apfelthaler

Serial or Patent No.: 0 / \_\_\_\_\_

Filed or Issued: \_\_\_\_\_

For: Device and method for installing muntin bars into a frame

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) and 1.27(c))—SMALL BUSINESS CONCERN**

I hereby declare that I am

- ☐ the owner of the small business concern identified below:
- ☒ an official of the small business concern empowered to act on behalf of the concern identified below:

NAME OF CONCERN R & R Sondermaschinen GmbHADDRESS OF CONCERN Mühlsteig 57, D-90579 Langenzenn, Germany

I hereby declare that the above identified small business concern qualifies as a small business concern as defined in 13 CFR 121.3-18, and reproduced in 37 CFR 1.9(d), for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, in that the number of employees of the concern, including those of its affiliates, does not exceed 500 persons. For purposes of this statement, (1) the number of employees of the business concern is the average over the previous fiscal year of the concern of the persons employed on a full-time, part-time or temporary basis during each of the pay periods of the fiscal year, and (2) concerns are affiliates of each other when either, directly or indirectly, one concern controls or has the power to control the other, or a third-party or parties controls or has the power to control both.

I hereby declare that rights under contract or law have been conveyed, to and remain with the small business concern identified above with regard to the invention, entitled

by inventor(s) Harald Apfelthaler

described in

- ☐ the specification filed herewith.
- ☐ application serial no. 0 / \_\_\_\_\_, filed \_\_\_\_\_.
- ☐ patent no. \_\_\_\_\_, issued \_\_\_\_\_.

If the rights held by the above identified small business concern are not exclusive, each individual, concern or organization having rights in the invention is listed below\* and no rights to the invention are held by any person, other than the inventor, who would not qualify as an independent inventor under 37 CFR 1.9(c) if that person made the invention, or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27).

NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_

☐ INDIVIDUAL    ☐ SMALL BUSINESS CONCERN    ☐ NONPROFIT ORGANIZATION

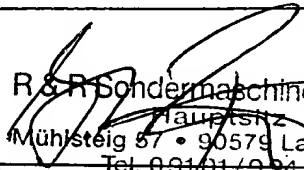
NAME \_\_\_\_\_  
ADDRESS \_\_\_\_\_

☐ INDIVIDUAL    ☐ SMALL BUSINESS CONCERN    ☐ NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small business entity is no longer appropriate. (37 CFR 1.28(b)).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING Hermann Rottler  
TITLE OF PERSON OTHER THAN OWNER Managing director  
ADDRESS OF PERSON SIGNING Mühlsteig 57, D-90579 Langenzenn, Germany

SIGNATURE  Date 21.03.01  
R & R Sondermaschinen GmbH  
Mühlsteig 57 • 90579 Langenzenn  
Tel. 09191/95470  
(Hermann Rottler)